

DOCKET FILE COPY ORIGINAL

BEFORE THE

FEDERAL COMMUNICATIONS COMMISSION

WASHINGTON, D.C.

In the matter of)
)
Amendment of Section 73.202(b))
Table of FM Allotments)
Tulelake, California)

JUL 22 1993

FCC MAIL BRANCH

PETITION FOR RULEMAKING

Comes now, Wynne Broadcasting Company, Inc. respectfully requests that the Commission institute rulemaking proceedings for the amendment of Section 73.202(b) of the Commissions rules to amend the FM Table of allotments as follows:

<u>CITY</u>	<u>EXISTING</u>	<u>PROPOSED</u>
Tulelake, California	243 C2	243 C

In Support whereof the following is shown:

1. Wynne Broadcasting Company, Inc., Permittee of radio station KFLS (FM), seeks to upgrade KFLS (FM) class of operation to full C standing from the petitioners current transmitter site to provide Tulelake and the surrounding areas of Siskiyou County in California with a improved level of service to the public. The petitioner pleads the Commission issue KFLS (FM) a new class C allocation and modify KFLS (FM) station license consistent with the petitioners request.

2. The attached engineering report and spacing study shows that the upgrade as proposed using the current transmitter site (42:05:50 N, 121:37:59 W) will conform with current FCC spacing requirements (73.207) and that there are no other petitions or application that conflict with this rulemaking request (see

No. of Copies rec'd
List ABCDE

043
MMB

exhibit E-1 attached).

3. The petitioner believes that there would be great public benefit if the commission should grant this upgrade request. If granted, KFLS (FM) will provide a improved level of service to the Siskiyou County, Modoc County in California and Klamath County in Oregon.

4. The petitioner will apply for and construct transmission facilities consistent with this rulemaking request, if granted.

5. The proposed allocation in this rulemaking petition is mutually exclusive with the current allocation for Tulelake, California; as such and per FCC rules no other class C allocation is proposed for Tulelake for competing allocation proposals.

In conclusion, Wynne Broadcasting Company, Inc. pleads the Commission Allot FM channel 243 C to Tulelake, California for use by radio station KFLS (FM) from the petitioners current transmitter site and that the Commission, if approving this petition, will modify KFLS (FM) current construction permit consistent with a power level consistent with this petition.

Prepared by:
David Quinlan, consultant
(209) 825-6854

Respectfully submitted:

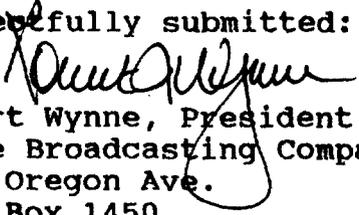
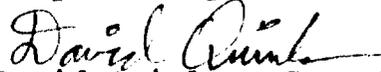

Robert Wynne, President
Wynne Broadcasting Company, Inc.
1338 Oregon Ave.
P.O. Box 1450
Klamath Falls, Or 97601
503-882-4656

EXHIBIT E-1
ALLOCATION AND SPACING STUDY
KFLS (FM) CLASS C UPGRADE
July 14, 1993

A search of the FCC data base available July 12, 1993 shows that there are no other allocations or license FM broadcast stations or proposals that conflict with this rulemaking petition using the current transmitter site now in use by the petitioner. Enclosed is a copy of the channel search of channels 240 thru 246 plus channels 296 and 297.

In conclusion, channel 243 C can be allocated to Tulalake, California for use at the current transmitter site in full compliance with 73.207 (b) (1) of the rules.

Respectfully submitted by:



David Quinlan, Consulting Engineer
222-B Elm Ave.
Manteca, CA 95336
209-825-6854

Exhibit E-1

Dave Quinlan Consulting Engineer
Manteca, CA

Page 2
Jul 12, 1993

Constraints Study FM Channel 243C

Title: Tulelake Upgrade
Reference City: Tulelake, CA
Translators Are Not Included
Audit File: fms07133.A01

Latitude: 42-05-50
Longitude: 121-37-59
FCC Database: 930630

Call City of License	Auth	Licensee Name St FCC File No.	Chan Freq	ERP-kW EAH-m	Latitude Longitude	Az-to -from	Dist (km)	Req (km)
USED			242C3		40-26-55	157.5	197.83	176
Susanville		CA	96.3		120-44-20	338.1	21.83	CLEAR
Site Restricted-Effective 10-12-90			Docket: 90-177					
KKLC	CP	Dale A. Ganske	242C3	25.0	40-27-21	154.1	202.22	176
Susanville		CA BPH-910204ME	96.3	100	120-35-18	334.8	26.22	CLEAR
USED			242C		40-43-36	232.8	247.80	241
Eureka		CA	96.3		123-58-18	51.2	6.80	CLEAR
Coordinates updated from LIC record			BLH5918					
KFMI	LIC	Signal Associates	242C	30.0	40-43-36	232.8	247.80	241
Eureka		CA BLH-5918	96.3	482	123-58-18	51.2	6.80	CLEAR
KFMI	CP	Signal Associates	242C	100.	40-43-36	232.8	247.80	241
Eureka		CA BPH-870302NJ	96.3	482	123-58-18	51.2	6.80	CLEAR
CP cancelled 920805								
NEW	CP	Wynne Broadcasting Co	243C2	1.80	42-05-50	0.0	0.00	249
Tulelake		CA BPH-920921MC	96.5	650	121-37-59	0.0	-249.0	SHORT
Transmitter site is located on Stukel Mountain in Oregon.								
USED			243C2		41-57-24	140.1	20.37	249
Tulelake		CA	96.5		121-28-30	320.2	-228.6	SHORT
Effective 9-8-92								
VACANT			243C3		43-00-30	294.8	250.65	237
Bandon		OR	96.5		124-25-30	112.9	13.65	CLEAR
First Come/First Served Allotment			Docket: 91-341					
Site restriction-Effective 9-8-92								
KTWI	LIC	Confederated Tribes,	243C	100.	44-50-24	5.9	306.45	290
Warm Springs		OR BLH-860127KG	96.5	332	121-13-56	186.2	16.45	CLEAR
USED			243C		44-50-24	5.9	306.45	290
Warm Springs		OR	96.5		121-13-56	186.2	16.45	CLEAR
Coordinates updated from LIC record			BLH860127KG					

Exhibit E-1

Dave Quinlan Consulting Engineer
Manteca, CA

Page 3
Jul 12, 1993

Constraints Study FM Channel 243C

Title: Tulelake Upgrade
Reference City: Tulelake, CA
Translators Are Not Included
Audit File: fms07133.A01

Latitude: 42-05-50
Longitude: 121-37-59
FCC Database: 930630

Call City of License	Auth Licensee Name St FCC File No.	Chan Freq	ERP-kW EAH-m	Latitude Longitude	Az-to -from	Dist (km)	Req (km)
VACANT		244B1		39-57-29	181.7	237.66	193
Paradise	CA	96.7		121-42-50	1.6	44.66	CLEAR
Docket: 92-86							
USED		245C		42-22-56	283.7	139.15	105
Grants Pass	OR	96.9		123-16-29	102.6	34.15	CLEAR
Coordinates updated from LIC record		BLH860403KB					
KYJCFM	LIC Encore Broadcasting C	245C	25.0	42-22-56	283.7	139.15	105
Grants Pass	OR BLH-860403KB	96.9	679	123-16-29	102.6	34.15	CLEAR

End of Constraints Study FM Channel 243C